



10-06-05

RCE/2174/8
JRW

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: MAIL STOP RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<i>Application Number</i>	09/768,148
	<i>Filing Date</i>	January 23, 2001
	<i>First Named Inventor</i>	Chien-Sheng Chou
	<i>Art Unit</i>	2174
	<i>Examiner</i>	Boris M. Pesin
	<i>Attorney Docket No.</i>	A0772-US-NP / XERZ 2 00395

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 CFR 1.114

- a. Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
 - i. Consider the arguments in the Appeal Brief or Reply Brief filed on _____
 - ii. Other. _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement, PTO-Form 1449 and references
 - iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a _____-month extension of time to respond to the outstanding Office Action.
- c. Other _____

10/06/2005 HDESTA1 00000089 240037 09768148

01 FC:1801 790.00 DA
02 FC:1202 350.00 DA

3. Fees (The RCE fee under 37 CFR 1.114(e) is required by 37 CFR 1.114 when the RCE is filed.)

CLAIMS AS FILED, LESS ANY CLAIMS CANCELED BY ABOVE-INDICATED AMENDMENT(S)				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c))	27 - 20 =	7	x \$50	= \$350.00
INDEPENDENT CLAIMS (37 CFR 1.16(b))	2 - 3 =	0	x \$200	= \$0.00
MULTIPLE DEPENDENT CLAIMS (IF APPLICABLE) (37 CFR 1.16(d))		ANY -- 0	x \$360	= \$0.00
APPLICATION SIZE FEE (FOR APPLICATION THAT EXCEEDS 100 SHEETS, FEE FOR EACH GROUP OF 50 ADDITIONAL SHEETS)		0 GROUP(S)	x \$250	= \$0.00
		BASIC RCE FEE (37 CFR 1.16(a))		\$790.00
			TOTAL LARGE ENTITY FEE =	\$1,140.00

Payment for the filing of this Request for Continued Examination, any appropriate extension of time fees (and if applicable, the search and examination fees) are authorized to be charged to Deposit Account No. 24-0037 Please charge any additional fees or credit any overpayment to Deposit Account No. 24-0037.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

5 October 2005

Date

Patrick R. Roche, Reg. No. 29,580
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1100 Superior Avenue, Seventh Floor
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216-861-5582

CERTIFICATE OF MAILING

- I certify that this Request for Continued Examination (RCE) Transmittal and accompanying documents are being
- deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:	Signature
EV 70296278 US	
Date	Printed Name
October 5, 2005	Christie L. Cermak